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C&H SUGAR COMPANY, INC. and
8 AMERICAN SUGAR REFINING, INC.

9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

12
13 DAVID REY,

14 Plaintiff,

15 v.

16 C&H SUGAR COMPANY, INC., a Delaware
Corporation, AMERICAN SUGAR
17 REFINING, INC., a Delaware Corporation,
and DOES 1-100, inclusive,

18 Defendant.
19

CASE NO. CV 10-01970 SI

**AMENDED JOINT STIPULATION AND
REQUEST TO TRANSFER
LEATHERBURY V. C&H MATTER TO
HON. SUSAN ILLSTON FOR ALL
PURPOSES**

20 The parties hereby stipulate and agree as follows:

21 WHEREAS; this matter was filed on April 5, 2010 in Superior Court of California,
22 County of Contra Costa; was removed to federal court on May 6, 2010; and was assigned to
23 Hon. Susan Illston on May 14, 2010.

24 WHEREAS; also on April 5, 2010 in Superior Court of California, County of Contra
25 Costa; Glenn Leatherbury filed a case against C&H Sugar; captioned *Glenn Leatherbury v.*
26 *C&H Sugar Company, Inc., American Sugar Refining, Inc., and Does 1-100, inclusive*; Case No.
27 C 10-00903; which was also removed to federal court on May 6, 2010; and was assigned to Hon.
28 Vaughn Walker on May 14, 2010.

1 WHEREAS, Mr. Rey and Mr. Leatherbury are both represented by the firm of Geonetta
 2 and Frucht. While the two cases involve different claims, they will both involve many of the
 3 same witnesses, and the parties agree that much of the deposition discovery can be consolidated.

4 WHEREAS, at a Case Management Conference in the *Rey* matter on February 25, 2011,
 5 Judge Illston informed the parties that if they desired to have the *Leatherbury* matter transferred
 6 to her for all purposes, she would accept such transfer. If the parties desired this transfer, Judge
 7 Illston suggested they file in both matters a stipulation and request to transfer the *Leatherbury*
 8 matter to her.

9 WHEREAS, the parties have conferred and agree to transfer the *Leatherbury* matter to
 10 Judge Illston for all purposes;

11 THE PARTIES HEREBY AGREE AND REQUEST: That the *Leatherbury* matter be
 12 transferred to Judge Susan Illston for all purposes.

13
 14 DATED: March 28, 2011

EPSTEIN BECKER & GREEN, P.C.

15
 16 By: /s/ Matthew A. Goodin
 17 Steven R. Blackburn
 18 Matthew A. Goodin
 19 Lauren M. Cooper
 Attorneys for Defendants,
 C&H SUGAR COMPANY, INC. and
 AMERICAN SUGAR REFINING, INC.

20
 21 DATED: March 28, 2011

GEONETTA & FRUCHT

22
 23
 24 By: /s/ Frederick J. Geonetta
 25 Kenneth N. Frucht, Esq.
 26 Frederick J. Geonetta, Esq.
 Attorneys for Plaintiff
 DAVID REY

ORDER

Upon reviewing the parties' Joint Stipulation and Request to Transfer the *Leatherbury* matter to Judge Susan Illston for all purposes.

IT IS SO ORDERED

Date: 3/29/11



HON. SUSAN ILLSTON
DISTRICT COURT JUDGE